

STATE OF UTAH)
) SS.
County of Beaver)

Walter Mackerell, being first duly sworn, deposes and says:

That he is now and has been for more than fifty years last past a resident of the City of Beaver, County of Beaver, State of Utah, where he and his family have lived for more than fifty years last past;

That during the years from and including 19 to 19 , he was the duly appointed and acting water commissioner upon the Beaver River System, so acting under appointment from the State Engineer of the State of Utah, and during said times he was in charge of and supervising the distribution of waters under the decree commonly known as the Beaver River General Adjudication Decree.

That as said commissioner he became acquainted with the 15.2 acres of land referred to in said decree under award No. 36, and the point of diversion from which water was taken under said award for the irrigation thereof;

That there was distributed under said award the water referred to therein, from a point of diversion from what was commonly called the Greenwood Slough, at a point near and immediately above the point at the lower end of said Greenwood Slough where the South Field Ditch Company diverts its water from the stream bed in the said Greenwood Slough, and said water was diverted through a wooden gate or diverting works;

That during the period when the water was so being diverted as aforesaid for the irrigation of said 15.2 acres of land, no objection ~~was~~ made to this affiant by the said South Field Ditch Company, or any of its officers and/or directors, to the effect that the water referred to in said Award No. 36 had no right to divert water at or through the Greenwood Slough, and no claim was made to him that the owner of said 15.2 acres was without any right to divert water at said point of diversion, or that water taken was water ~~which belonged to said South Field Ditch Company;~~

Walter Mackwell

Subscribed and sworn to before me this 26th day of August, 1963.

Samuel Lee
Notary Public

CLINE & CLINE
ATTORNEYS-AT-LAW
MILFORD - UTAH



Wm. H. H. H. H.



Wm. H. H. H. H.
Notary

Subscribed and sworn to before me this 28th day of August

FILED
CLERK
VICTOR
CITY

